1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 8 MARTHA RUSHTON, individually and as NO. 2:22-CV-00500 BJR 9 Personal Representative of the Estate of GLEN O. RUSHTON, JR., Deceased, 10 STIPULATION AND ORDER OF DISMISSAL AS TO DEFENDANT Plaintiff, 11 METROPOLITAN LIFE INSURANCE **COMPANY** 12 v. 13 A.W. CHESTERTON COMPANY, et al., 14 Defendants. 15 **STIPULATION** 16 Plaintiff and Defendant Metropolitan Life Insurance Company stipulate to the entry of 17 the following Order of Dismissal without further Notice, without prejudice and without costs 18 19 to either party, reserving to Plaintiff her claims against all other parties. 20 Dated this 2<sup>nd</sup> day of June, 2022. 21 /s/ Charles E.J. Phipps s/Richard G. Gawlowski Charles E.J. Phipps, admitted pro hac vice Richard G. Gawlowski, WSBA No. 19713 22 WATERS, KRAUS & PAUL WILSON SMITH COCHRAN DICKERSON 23 1000 Second Avenue, Suite 2050 222 N. Pacific Coast Hwy., Suite 1900 Seattle, WA 98104 El Segundo, CA 90245 24 (206) 623-4100 P; (206) 623-9273 F (310) 414-8146 gawlwoski@wscd.com cphipps@waterskraus.com 25 Attorney for Defendant Metropolitan Life Attorneys for Plaintiff **Insurance Company** 26 STIPULATION AND ORDER OF DISMISSAL AS TO WILSON 1000 SECOND AVENUE, SUITE 2050 DEFENDANT METROPOLITAN LIFE INSURANCE SMITH SEATTLE, WASHINGTON 98104 COMPANY (2:22-CV-00500 BJR) – 1 TELEPHONE: (206) 623-4100 COCHRAN



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## **ORDER OF DISMISSAL**

THIS MATTER having come before the Court by way of Stipulation by Plaintiff and Defendant Metropolitan Life to dismiss all claims against Metropolitan Life, only, without prejudice and without costs as to any party; and the Court being fully advised in the premises, now, therefore,

IT IS HEREBY ORDERED that all claims against Metropolitan Life Insurance Company are hereby dismissed without prejudice and without costs.

DATED this 10th day of June, 2022.

Barbara J. Rothetein

The Honorable Barbara J. Rothstein United State District Judge



1	<u>CERTIFICATE OF SERVICE</u>		
<ul><li>2</li><li>3</li><li>4</li></ul>	of the Court using the CM/ECF system which will send notification of such filing parties below:		
<ul><li>5</li><li>6</li><li>7</li></ul>	Attorney for Plaintiff Susan Ulrich Charles E.J. Phipps Kay Gunderson Reeves Waters, Kraus & Paul 222 N. Pacific Coast Hwy., Suite 1900	Attorney for Carrier Corp.  Jason Mills  Morgan Lewis & Bockius  300 S. Grand Ave., 22 <sup>nd</sup> Floor  Los Angeles, CA 90071	
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15	<b>SIGNED</b> this 2 <sup>nd</sup> day of June 2022.	
16	SIGINED this 2 day of state 2022.	
17		s/ Michelle Page
18		Michelle Page
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